



PATENT

Attorney Docket No.: DIVER1100-4

#4

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Robertson et al.

Serial No.:

09/884,889

Filed: Title:

June 19, 2001 CATALASES Art Unit:

1643

Examiner:

Unassigned

Commissioner for Patents Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

In advance of the first examination in this case, Applicants request amendment of the subject application, as follows:

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on October 10, 2001, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

Karen LePari

In re Application of Robertson *et al.*Application No.: 09/884,889

Filed: June 19, 2001

Page 2

PATENT
Attorney Docket No.: DIVER1100-4

Please enter replacement Figures 5 and 6 attached hereto. As filed, the pages following page 1 of each Figure were inadvertently omitted. It is respectfully submitted that these Figures were previously submitted to the Patent and Trademark Office in the parent applications, which have been incorporated by reference into the present application. A copy of the transmittal of the present application, incorporating the parent applications is also enclosed.

The Figures are referred to in the BRIEF DESCRIPTION OF THE DRAWINGS SECTION and are fully supported by the specification, as filed. As such, entry of the replacement Figures is respectfully requested.

No fee is deemed necessary in connection with the filing of this response. However, if any fee is deemed necessary, the Commissioner is authorized to charge (or apply any credits to) Deposit Account No.: 50-1355. The Examiner is invited to contact Applicant's undersigned representative if there are any questions related to this matter.

Respectfully submitted,

Date: October 10, 2001

Lisa A. Haile, Ph.D. Reg. No. 38,347

Telephone: (858) 677-1456 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2189

Customer Number: 28213